

# Agency for Persons with Disabilities

## 2018-2019 Annual Regulatory Plan

Pursuant to s. 120.74(1), F.S., the Agency for Persons with Disabilities hereby submits the following Annual Regulatory Plan addressing the statutes amended that address the Agency and any rulemaking the Agency intends to partake in prior to July 1, 2019. Table 1, below, provides information required pursuant to s. 120.74(1)(a), F.S., regarding laws enacted or amended in the previous 12 months which creates or modifies the duties or authority of the agency. Table 2 provides information required pursuant to s. 120.74(1)(b), F.S.

**Table 1: Laws Enacted or Amended during the Previous 12 Months which Creates or Modifies the Duties or Authority of the Agency**

Law Enacted or Amended (last 12 months)	Section Title	1. Must Agency Adopt Rule? (Yes/No)	Notice of Development Published	Expected Publication Date for NPRM	3. If rulemaking not needed - concise explanation of why
Chapter 2018-107 L.O.F.	Medication Administration	Yes	By October 23, 2018	Prior to December 20, 2018	N/A

**Table 2: Laws not listed in (1)(a) in which the Agency Expects to Implement by Rulemaking before July 1, 2019**

Laws not listed in (1)(a) expected for implementation by rulemaking before July 1, 2019	Section Title	Intended purpose for rulemaking	Rule Chapter	Description of Action to be Taken
s. 393.125(2)	Termination, Suspension, or Reduction of Client Services by Service Providers	Clarify, increase efficiency	65G-3	Amending the rules to establish uniform guidelines for the suspension, reduction or termination of client services rendered by service providers
s. 393.065	Waiver Crisis Enrollment	Clarify, increase efficiency.	65G-1	Amending the rules to provide updated procedures and criteria for crisis enrollment on the Medicaid Home and Community-Based Waiver
s. 393.0695	In-Home Subsidies	Clarify, increase efficiency, and improve coordination	65G-13	Amending rules to improve administration of In-Home subsidies, including standards and procedures governing eligibility for services, selection of housing, selection of providers, planning for services, and requirements for ongoing monitoring
s. 393.065(5)	Developmental Disabilities Home and Community-Based Waiver Waiting List	Simplify, Clarify	65G-11	Amending the rules to update the prioritizing of the waiting list for enrollment on the Developmental Disabilities Home and Community-Based Services Waiver.

s. 393.066	Individual and Family Supports	Improve coordination	65G-13	Amending the Rules to provide definitions, eligibility criteria, and procedures for the purchase of services.
s. 393.0651(1)	Support Plans	Improve coordination	65G-13	Amending the rules to specify core components of support plans.
ss. 393.066 & 393.063(45)	Supported Living Services	Improve coordination	65G-5	Amending rules to provide definitions, eligibility criteria, and procedures for the purchase of services.
s. 393.065	Application and Eligibility	Clarify, Increase efficiency	65G-4	Amending rules to specify application procedures, criteria associated with waiting list categories, procedures for administering the waiting list, including tools for prioritizing waiver enrollment within categories, and eligibility criteria.
s. 393.0662 & 409.221	Consumer Directed Care Plus Program	Clarify, Increase efficiency	65G-12	Creating rules to set forth the processes and procedures utilized by the Agency and required of participants and providers in the CDC+ Program.
s. 393.13(4)(h)	Reactive Strategies	Clarify, Improve coordination with other Agencies	65G-8	Updating language regarding reactive strategies to current industry standards

s. 393.066	iBudget Waiver Provider Training	Clarify, Simplify	65G-14	Creating rules to set forth the training process Waiver Providers must comply with to maintain a Waiver Support Agreement with the Agency
s. 393.067	Video Taping Requirements	Clarify	65G-2	Clarify the requirements regarding videotaping clients
ch. 393, s. 120.52	Form Adoption	Clarify, Simplify	All of 65G	Adopt updated forms for the Agency

**Updates to 2017-2018 Regulatory Plan**

**Table 3: 2017-2018 Laws enacted or Amended within the previous 12 months – NPRM Has Not Been Published**

<b>Law</b>	<b>Notice of Rule Development Citation</b>	<b>If agency Determined that rulemaking is unnecessary, explanation of reason why the law may be implemented without rulemaking.</b>
N/A		

**Other Updates to 2017-2018 Annual Regulatory Plan: N/A**

**CERTIFICATION - s. 120.74(1)(d)**

I, Barbara Palmer, Director, hereby certify that I have reviewed the Agency's annual regulatory plan and that all agency rules have been reviewed within the preceding 12 months to determine if the rules remain consistent with the Agency's rulemaking authority and laws implemented.

Signature:     /S/ Barbara Palmer      
Barbara Palmer, Director

Date: September   27<sup>th</sup>  , 2018

I, Richard Tritschler, General Counsel, hereby certify that I have reviewed the Agency's annual regulatory plan and that all agency rules have been reviewed within the preceding 12 months to determine if the rules remain consistent with the Agency's rulemaking authority and laws implemented.

Signature:     /S/ Richard Tritschler      
Richard Tritschler, General Counsel

Date: September   27<sup>th</sup>  , 2018